

MAR 15 2006

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**FACSIMILE COVER LETTER**

**To:** Commissioner for Patents  
Examiner James A. Fletcher

**Firm:** U.S. Patent and Trademark Office  
Art Unit 2616

**Facsimile:** (571) 273-8300

**From:** William S. Frommer

**Date:** March 15, 2006

**Re:** FLH Ref No.: 450100-02165  
Serial No: 09/437,016

**Number of Pages:** 6  
(including cover page)

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**MAR 15 2006**

**PATENT**  
**450100-03052**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : Yoshizo Mihara et al.  
Serial No. : 09/437,016  
Filed : November 9, 1999  
For : DATA RECORDING AND/OR REPRODUCING APPARATUS  
Examiner : James A. Fletcher  
Art Unit : 2616

745 Fifth Avenue  
New York, NY 10151  
Tel: 212-588-0800

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☒ No additional fee is required.  
☐ The fee has been calculated as shown below.  
☐ This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply.

**Claims as Amended**

(1)	(2) Claims remaining after amendment	(3)	(4) Highest number previously paid for	(5) Percent extra	(6) Rate	(7) Additional Fee
Total claims	9	Minus	20	0 x	\$50 (25)	= \$0.00
Independent claims	3	Minus	3	0 x	\$200(100)	= \$0.00
Total additional fee for this amendment						\$0.00

- \* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.  
\*\* If the highest number of total claims previously paid for is less than 20, write "20" in this space.  
\*\*\* If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

- ☐ This application contains a multiple dependent claim. The required fee of \$360 (180) has been previously paid ☐, or is paid herewith ☐.
- ☐ This response is being filed within the month following the expiration of the term originally set therefor. This is a petition to request a month extension of time. A check covering the cost of the petition is enclosed.
- ☐ A check in the amount of \$ is attached, which covers the cost of ☐ additional claims ☐ petition for extension of time.
- ☐ Charge \$ to Deposit Account No. 50-0320.
- ☒ Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

**FACSIMILE**

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office, Facsimile No. (571) 273-8300 on the date shown below.

PATRICIA A. DUBAYNE  
Type or print name of person signing certification

Patricia A. Dubayne  
Signature

March 15, 2006

Date of Signature

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP  
Attorneys for Applicants

By:

William S. Frommer  
William S. Frommer  
Reg. No. 25,606  
Tel: 212-588-0800

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PATENT  
450100-02165IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Yoshizo MIHARA et al.  
Serial No. : 09/437,016  
For : DATA RECORDING AND/OR REPRODUCING  
APPARATUS  
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Art Unit : 2616

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New York, NY 10151FACSIMILE

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Patent and Trademark Office on the date shown below.

PATRICIA A. DUBYNEType or print name of  
person signing certificationPatricia A. Dubyne  
Signature

March 15, 2006

Date of Signature

RESPONSE

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action of December 15, 2005, setting a three-month  
period for response up to and including March 15, 2006, reconsideration of the rejection of  
claims 1-9 is respectfully requested for at least the following reasons: